

Form **1040X**
(Rev. January 2010)

Department of the Treasury—Internal Revenue Service
Amended U.S. Individual Income Tax Return
▶ See separate instructions.

CMB No. 1545-0074

Your first name and middle initial
JAMES D

Your last name
PIERON, JR.

Your social security number
[REDACTED]

If a joint return, your spouse's first name and middle initial Your spouse's last name
[REDACTED]

Your spouse's social security number
[REDACTED]

Your current home address (number and street). If you have a P.O. box, see page 5 of the instructions. Apt. no. Your phone number
[REDACTED] 989-349-3050

Your city, town or post office, state, and ZIP code. If you have a foreign address, see page 8 of instructions.
MT. PLEASANT MI 48858

All filers must complete lines A, B, and C.

A Amended return filing status. You must check one box even if you are not changing your filing status. Caution: You cannot change your filing status from joint to separate returns after the due date.
☒ Single ☐ Married filing jointly ☐ Married filing separately
☐ Qualifying widow(er) Head of household (If the qualifying person is a child but not your dependent, see page 5 of instructions.)

B This return is for calendar year ☒ 2009 ☐ 2008 ☐ 2007 ☐ 2006
 Other year. Enter one: calendar year or fiscal year (month and year ended):

C Explanation of changes. In the space provided below, tell us why you are filing Form 1040X.
SEE STATEMENT

Income and Deductions		Correct Amount
1	Adjusted gross income (see page 6 of instructions). If net operating loss (NOL) carryback is included, check here <input type="checkbox"/>	1 503,277
2	Itemized deductions or standard deduction (see page 6 of instructions)	2 5,700
3	Subtract line 2 from line 1	3 497,577
4	Exemptions. If changing, complete the Exemptions section on the back and enter the amount from line 30 (see page 6 of instructions)	4 2,433
5	Taxable income. Subtract line 4 from line 3	5 495,144
Tax Liability		
6	Tax (see page 7 of instructions). Enter method used to figure tax: FEITW	6 74,272
7	Credits (see page 8 of instructions). If general business credit carryback is included, check here <input type="checkbox"/>	7
8	Subtract line 7 from line 6. If the result is zero or less, enter -0-	8 74,272
9	Other taxes (see page 8 of instructions)	9
10	Total tax. Add lines 8 and 9	10 74,272
Payments		
11	Federal income tax withheld and excess social security and tier 1 RRTA tax withheld (if changing, see page 8 of instructions)	11
12	Estimated tax payments, including amount applied from prior year's return (see page 8 of instructions)	12
13	Earned income credit (EIC) (see page 8 of instructions)	13
14	Refundable credits from <input type="checkbox"/> Schedule M or Form(s) <input type="checkbox"/> 2439 <input type="checkbox"/> 410 <input type="checkbox"/> 1350 <input type="checkbox"/> 2012 <input type="checkbox"/> 1042 <input type="checkbox"/> 8863 <input type="checkbox"/> 8865 or <input type="checkbox"/> other (specify):	14
15	Total amount paid with request for extension of time to file, tax paid with original return, and additional tax paid after return was filed (see page 9 of instructions)	15 0
16	Total payments. Add lines 11 through 15	16
Refund or Amount You Owe (Note. Allow 8-12 weeks to process Form 1040X.)		
17	Overpayment, if any, as shown on original return or as previously adjusted by the IRS (see page 9 of instructions)	17
18	Subtract line 17 from line 16 (If less than zero, see page 9 of instructions)	18
19	Amount you owe. If line 10 is more than line 18, enter the difference (see page 9 of instructions)	19 74,272
20	If line 10 is less than line 18, enter the difference. This is the amount overpaid on this return	20
21	Amount of line 20 you want refunded to you	21
22	Amount of line 20 you want applied to your (enter year): estimated tax 22	

Complete and sign this form on Page 2.

For Paperwork Reduction Act Notice, see page 11 of instructions.

0-6 1040X-15 (2010)

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GOVERNMENT
EXHIBIT

48

25470

JAMES D PIERON, JR.

Form 1040X (Rev. 01-2010)

Page 2

Exemptions

Complete this part only if you are:

- Increasing or decreasing the number of exemptions (personal and dependents) claimed on line 6d of the return you are amending, or
- Increasing or decreasing the exemption amount for housing individuals displaced by Hurricane Katrina or a Midwestern disaster.

See Form 1040 or Form 1040A instructions and page 10 of Form 1040X instructions.

	Correct Number or Amount
23 Yourself and spouse. Caution. If someone can claim you as a dependent, you cannot claim an exemption for yourself	23
24 Your dependent children who lived with you	24
25 Your dependent children who did not live with you due to divorce or separation	25
26 Other dependents	26
27 Total number of exemptions. Add lines 23 through 26	27
28 Multiply the number of exemptions claimed on line 27 by the exemption amount shown in the instructions for line 28 for the year you are amending (see page 10 of instructions)	28
29 If you are claiming an exemption amount for housing individuals displaced by Hurricane Katrina, enter the amount from Form 8914, line 6 for 2006. If you are claiming an exemption amount for housing individuals displaced by a Midwestern disaster, enter the amount from Form 8914, line 2 for 2008, or line 6 for 2009	29
30 Add lines 28 and 29. Enter the result here and on line 4 on page 1 of this form	30
31 List ALL dependents (children and others) claimed on this amended return. If more than 4 dependents, see page 10 instructions.	

(a) First name	Last name	(b) Dependent's social security number	(c) Dependent's relationship to you	(d) Check box if qualifying child for child tax credit (see page 10 of instructions)
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

Presidential Election Campaign Fund

Checking below will not increase your tax or reduce your refund.

- ☐ Check here if you did not previously want \$3 to go to the fund, but now do.
- ☐ Check here if this is a joint return and your spouse did not previously want \$3 to go to the fund, but now does.

Checklist




Before mailing this form, remember to

- ☐ Complete name, address, and social security number
- ☐ Complete lines A, B, and C on page 1
- ☐ Complete lines 1 through 22 on page 1
- ☐ Complete lines 23 through 31 on page 2, if required
- ☐ Attach any supporting documents and new or changed forms and schedules
- ☐ Sign and date this form

Sign Here

Remember to keep a copy of this form for your records.

Under penalties of perjury, I declare that I have filed an original return and that I have examined this amended return, including accompanying schedules and statements, and to the best of my knowledge and belief, this amended return is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information about which the preparer has any knowledge.

 Your signature		1/16/12 Date	 Spouse's signature. If a joint return, both must sign.	Date
Paid Preparer's Use Only  Preparer's signature		1/10/12 Date		

ANDREWS HOOPER PAVLIK PLC
5300 GRATIOT RD

SAGINAW**MI 48638-6035**

Firm's name (or yours if self-employed), address, and ZIP code

P00044903☐ Check if self-employed**989-497-5300****38-3133790**

Preparer's SSN or PTIN

Phone number

EIN

For forms and publications, visit IRS on the Web at www.irs.gov.

Form 1040X (Rev. 01-2010)

DAA

Federal Statements

Form 1040X, Line C - Explanation of Changes

Description

AMENDING RETURN TO CORRECT AND INCREASE SCH D CAPITAL GAIN IN THE AMOUNT OF \$4,371,350, WHICH INCLUDES THE ACTUAL GAIN OF \$4,076,326 AND THE ADDBACK OF A SHORT-TERM CARRYFORWARD LOSS ALREADY DEDUCTED IN 2008. ALSO AMENDING RETURN TO FILE FORM 4684 TO CLAIM LOSSES THAT WERE A DIRECT RESULT OF INDICTMENT OF THE INDIVIDUAL THAT PURCHASED 35% INTEREST IN JDFX COMPANY. CLAIMING LOSSES IN THE AMOUNT OF \$4,712,804 FOR A NET AGI DECREASE IN THE AMOUNT OF \$341,454.

06C.008

Form **1040** Department of the Treasury—Internal Revenue Service **U.S. Individual Income Tax Return 2009** (99) IRS Use Only—Do not write or staple in this space.

Label (See instructions on page 14.) Use the IRS label. Otherwise, please print or type.

OMB No. 1545-0074

For the year Jan. 1-Dec. 31, 2009, or other tax year beginning 2009, ending 20

Your first name and initial **JAMES D** Last name **PIERON, JR.**

If a joint return, spouse's first name and last name

Home address (number and street). If you have a P.O. box, see page 14. Apt. no.

City, town or post office, state, and ZIP code. If you have a foreign address, see page 14. **MT. PLEASANT MI 48858**

Your social security number

Spouse's social security number

You must enter your SSN(s) above.

Checking a box below will not change your tax or refund.

Presidential Election Campaign ☒ Check here if you, or your spouse if filing jointly, want \$3 to go to this fund (see page 14) ☐ You ☐ Spouse

Filing Status

1 ☒ Single 4 ☐ Head of household (with qualifying person). (See page 15.) If the qualifying person is a child but not your dependent, enter this child's name here.

2 ☐ Married filing jointly (even if only one had income)

3 ☐ Married filing separately. Enter spouse's SSN above and full name here. 5 ☐ Qualifying widow(er) with dependent child (see page 16)

Exemptions

6a ☒ Yourself. If someone can claim you as a dependent, do not check box 6a. Boxes checked on 6a and 6b **1**

b ☐ Spouse No. of children on 6c who:

c Dependents:

(1) First name	Last name	(2) Dependent's social security number	(3) Dependent's relationship to you	(4) <input checked="" type="checkbox"/> If qual. child <input type="checkbox"/> If qual. child <input type="checkbox"/> If qual. child <input type="checkbox"/> If qual. child

If more than four dependents, see page 17 and check here ☐

d Total number of exemptions claimed **1**

Income

7 Wages, salaries, tips, etc. Attach Form(s) W-2 **54,002**

8a Taxable interest. Attach Schedule B if required

b Tax-exempt interest. Do not include on line 8a **8b**

9a Ordinary dividends. Attach Schedule B if required

b Qualified dividends (see page 22) **9b**

10 Taxable refunds, credits, or offsets of state and local income taxes (see page 23)

11 Alimony received

12 Business income or (loss). Attach Schedule C or C-EZ **0**

13 Capital gain or (loss). Attach Schedule D if required. If not required, check here ☐ **5,216,081**

14 Other gains or (losses). Attach Form 4797 **E4684 -4,712,804**

15a IRA distributions **15a** b Taxable amount (see page 24) **15b**

16a Pensions and annuities **16a** b Taxable amount (see page 25) **16b**

17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E

18 Farm income or (loss). Attach Schedule F

19 Unemployment compensation in excess of \$2,400 per recipient (see page 27)

20a Social security benefits **20a** b Taxable amount (see page 27) **20b**

21 Other income. List type and amount (see page 25) **FORM 2555 -54,002**

22 Add the amounts in the far right column for lines 7 through 21. This is your total income **503,277**

Adjusted Gross Income

23 Educator expenses (see page 29)

24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 or 2106-EZ

25 Health savings account deduction. Attach Form 8889

26 Moving expenses. Attach Form 3903

27 Self-employed health insurance deduction. Attach Schedule SE

28 Self-employed SEP, SIMPLE, and qualified plans

29 Self-employed health insurance deduction (see page 30)

30 Penalty on early withdrawal of savings

31a Alimony paid **31a** Recipient's SSN **31b**

32 IRA deduction (see page 31)

33 Student loan interest deduction (see page 34)

34 Tuition and fees deduction. Attach Form 8817

35 Domestic production activities deduction. Attach Form 8803

36 Add lines 23 through 31a and 32 through 35

37 Subtract line 36 from line 22. This is your adjusted gross income **37 503,277**

AMENDED

Form 1040 (2009) **JAMES D PIERON, JR.**

Page 2

Tax and Credits

38	Amount from line 37 (adjusted gross income)	38	503,277
39a	Check <input type="checkbox"/> You were born before January 2, 1945, <input type="checkbox"/> Blind. Total boxes checked <input type="checkbox"/> If: <input type="checkbox"/> Spouse was born before January 2, 1945, <input type="checkbox"/> Blind.	39a	
b	If your spouse itemizes on a separate return or you were a dual-status alien, see page 35 and check here <input type="checkbox"/>	39b	
40a	Itemized deductions (from Schedule A) or your standard deduction (see left margin)	40a	5,700
b	If you are increasing your standard deduction by certain real estate taxes, new motor vehicle taxes, or a net disaster loss, attach Schedule L and check here (see page 35) <input type="checkbox"/>	40b	
41	Subtract line 40a from line 38	41	497,577
42	Exemptions. If line 38 is \$125,100 or less and you did not provide housing to a Midwestern displaced individual, multiply \$3,650 by the number on line 6d. Otherwise, see page 37	42	2,433
43	Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0-	43	495,144
44	Tax (see page 37). Check if any tax is from <input type="checkbox"/> Form(s) 9814b <input type="checkbox"/> Form 4972	44	74,272
45	Alternative minimum tax (see page 40). Attach Form 6251	45	
46	Add lines 44 and 45	46	74,272
47	Foreign tax credit. Attach Form 1116 if required	47	
48	Credit for child and dependent care expenses. Attach Form 2441	48	
49	Education credits from Form 8863, line 29	49	
50	Retirement savings contributions credit. Attach Form 8880	50	
51	Child tax credit (see page 42)	51	
52	Credits from Forms <input type="checkbox"/> 8396 <input type="checkbox"/> 8839 <input type="checkbox"/> 5695	52	
53	Other credits from Form: <input type="checkbox"/> 3800 <input type="checkbox"/> 8801 <input type="checkbox"/>	53	
54	Add lines 47 through 53. These are your total credits	54	
55	Subtract line 54 from line 46. If line 54 is more than line 46, enter -0-	55	74,272

Other Taxes

56	Self-employment tax. Attach Schedule SE	56	
57	Unreported social security and Medicare tax from Form: a <input type="checkbox"/> 4137 b <input type="checkbox"/> 8919	57	
58	Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required	58	
59	Additional taxes <input type="checkbox"/> AEIC payments <input type="checkbox"/> Household employment taxes. Attach Schedule H	59	
60	Add lines 55 through 59. This is your total tax	60	74,272

Payments

If you have a qualifying child, attach Schedule EIC.

61	Federal income tax withheld from Forms W-2 and 1099	61	
62	2009 estimated tax payments and amount applied from 2008 return	62	
63	Making work pay and government retiree credits. Attach Schedule E	63	
64a	Earned income credit (EIC)	64a	
b	Nontaxable combat pay election <input type="checkbox"/> 64b	64b	
65	Additional child tax credit. Attach Form 8812	65	
66	Refundable education credit from Form 8863, line 18	66	
67	First-time homebuyer credit. Attach Form 5405	67	
68	Amount paid with request for extension to file (see page 72)	68	
69	Excess social security and tier 1 RRTA tax withheld (see page 72)	69	
70	Credits from Form: a <input type="checkbox"/> 2439 b <input type="checkbox"/> 4130 c <input type="checkbox"/> 8801 d <input type="checkbox"/> 8885	70	
71	Add lines 61, 62, 63, 64a, & 65 through 70. These are your total payments	71	

Refund

Direct deposit? See page 73 and fill in 73b, 73c, and 73d, or Form 8888.

72	If line 71 is more than line 60, subtract line 60 from line 71. This is the amount you overpaid	72	
73a	Amount of line 72 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/>	73a	
b	Routing number	c	Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings
d	Account number		
74	Amount of line 72 you want applied to your 2010 estimated tax	74	

Amount You Owe

75	Amount you owe. Subtract line 71 from line 60. For details on how to pay, see page 74	75	74,272
76	Estimated tax penalty (see page 74)	76	

Third Party Designee

Do you want to allow another person to discuss this return with the IRS (see page 75)? ☒ Yes. Complete the following. ☐ No

Designee's name **KIM D. PAVLIK** Personal identification number (PIN) **11111** Phone no. **989-497-5300**

Sign Here

Joint return? See page 15.

Keep a copy for your records.

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Your signature	Date	Your occupation	Daytime phone number
		SALES MANAGER	
Spouse's signature. If a joint return, both must sign.	Date	Spouse's occupation	

Paid

Preparer's signature	Date	Check if self-employed <input type="checkbox"/>	Preparer's SSN or PTIN P00044903
Firm's name (or yours if self-employed), address, and ZIP code	EIN	Phone no.	
ANDREWS HOOPER PAVLIK PLC	38-3133790	989-497-5300	
5300 GRATIOT RD	MI 48638-6035	989-497-5300	
SAGINAW			

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Form 1040 (2009)

**SCHEDULE D
(Form 1040)**Department of the Treasury
Internal Revenue Service (99)**Capital Gains and Losses**

▶ Attach to Form 1040 or Form 1040NR. ▶ See instructions for Schedule D (Form 1040).

▶ Use Schedule D-1 to list additional transactions for lines 1 and 8.

OMB No. 1545-0074

2009Attachment
Sequence No. 12

Name(s) shown on return

JAMES D PIERON, JR.

Your social security number

Part I Short-Term Capital Gains and Losses – Assets Held One Year or Less

(a) Description of property (Example: 100 sh. XYZ Co.)	(b) Date acquired (Mo., day, yr.)	(c) Date sold (Mo., day, yr.)	(d) Sales price (see page D-7 of the instructions)	(e) Cost or other basis (see page D-7 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
1					
2 Enter your short-term totals, if any, from Schedule D-1, line 2		2			
3 Total short-term sales price amounts. Add lines 1 and 2 in column (d)		3			
4 Short-term gain from Form 6252 and short-term gain or (loss) from Forms 4684, 6781, and 8824				4	-13,568
5 Net short-term gain or (loss) from partnerships, S corporations, estates, and trusts from Schedule(s) K-1				5	
6 Short-term capital loss carryover. Enter the amount, if any, from line 10 of your Capital Loss Carryover Worksheet on page D-7 of the instructions				6	
7 Net short-term capital gain or (loss). Combine lines 1 through 6 in column (f)				7	-13,568

Part II Long-Term Capital Gains and Losses – Assets Held More Than One Year

(a) Description of property (Example: 100 sh. XYZ Co.)	(b) Date acquired (Mo., day, yr.)	(c) Date sold (Mo., day, yr.)	(d) Sales price (see page D-7 of the instructions)	(e) Cost or other basis (see page D-7 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
8 JDFX	01/14/04	10/13/09	5,250,000		5,250,000
9 Enter your long-term totals, if any, from Schedule D-1, line 9		9			
10 Total long-term sales price amounts. Add lines 8 and 9 in column (d)		10	5,250,000		
11 Gain from Form 4797, Part I; long-term gain from Forms 2439 and 6252; and long-term gain or (loss) from Forms 4684, 6781, and 8824				11	-20,351
12 Net long-term gain or (loss) from partnerships, S corporations, estates, and trusts from Schedule(s) K-1				12	
13 Capital gain distributions. See page D-2 of the instructions				13	
14 Long-term capital loss carryover. Enter the amount, if any, from line 15 of your Capital Loss Carryover Worksheet on page D-7 of the instructions				14	
15 Net long-term capital gain or (loss). Combine lines 8 through 14 in column (f). Then go to Part III on the back				15	5,229,649

For Paperwork Reduction Act Notice, see Form 1040 or Form 1040NR instructions.

Schedule D (Form 1040) 2009

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JAMES D PIERON, JR.
Schedule D (Form 1040) 2009

Page 2

Part III Summary

16 Combine lines 7 and 15 and enter the result	16	5,216,081
<p>If line 16 is:</p> <ul style="list-style-type: none"> • A gain, enter the amount from line 16 on Form 1040, line 13, or Form 1040NR, line 14. Then go to line 17 below. • A loss, skip lines 17 through 20 below. Then go to line 21. Also be sure to complete line 22. • Zero, skip lines 17 through 21 below and enter -0- on Form 1040, line 13, or Form 1040NR, line 14. Then go to line 22. 		
<p>17 Are lines 15 and 16 both gains?</p> <p><input checked="" type="checkbox"/> Yes. Go to line 18.</p> <p><input type="checkbox"/> No. Skip lines 18 through 21, and go to line 22.</p>		
18 Enter the amount, if any, from line 7 of the 28% Rate Gain Worksheet on page D-8 of the instructions	18	
19 Enter the amount, if any, from line 18 of the Unrecaptured Section 1250 Gain Worksheet on page D-9 of the instructions	19	
<p>20 Are lines 18 and 19 both zero or blank?</p> <p><input checked="" type="checkbox"/> Yes. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Qualified Dividends and Capital Gain Tax Worksheet on page 39 of the instructions for Form 1040 (or in the instructions for Form 1040NR). Do not complete lines 21 and 22 below.</p> <p><input type="checkbox"/> No. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Schedule D Tax Worksheet on page D-10 of the instructions. Do not complete lines 21 and 22 below.</p>		
<p>21 If line 16 is a loss, enter here and on Form 1040, line 13, or Form 1040NR, line 14, the smaller of:</p> <ul style="list-style-type: none"> • The loss on line 16 or • (\$3,000), or if married filing separately, (\$1,500) 	21	
<p>Note. When figuring which amount is smaller, treat both amounts as positive numbers.</p>		
<p>22 Do you have qualified dividends on Form 1040, line 9b, or Form 1040NR, line 10b?</p> <p><input type="checkbox"/> Yes. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Qualified Dividends and Capital Gain Tax Worksheet on page 39 of the instructions for Form 1040 (or in the instructions for Form 1040NR).</p> <p><input type="checkbox"/> No. Complete the rest of Form 1040 or Form 1040NR.</p>		

Schedule D (Form 1040) 2009

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AS AMENDED**06 C . 008**

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Form 1116 Department of the Treasury Internal Revenue Service (99)	Foreign Tax Credit (Individual, Estate, or Trust) ▶ Attach to Form 1040, 1040NR, 1041, or 990-T. ▶ See separate instructions.	OMB No. 1545-0121 <div style="border: 1px solid black; padding: 5px; display: inline-block;"> 2009 Attachment Sequence No. 19 </div>
Name JAMES D PIERON, JR.		Identifying number as shown on page 1 of your tax return

Use a separate Form 1116 for each category of income listed below. See Categories of Income beginning on page 3 of the instructions. Check only one box on each Form 1116. Report all amounts in U.S. dollars except where specified in Part II below.

- a ☐ Passive category income c ☐ Section 901(j) income e ☐ Lump-sum distributions
 b ☒ General category income d ☐ Certain income re-sourced by treaty

f Resident of (name of country) ▶ **UNITED STATES**

Note: If you paid taxes to only one foreign country or U.S. possession, use column A in Part I and line A in Part II. If you paid taxes to more than one foreign country or U.S. possession, use a separate column and line for each country or possession.

Part I Taxable Income or Loss From Sources Outside the United States (for Category Checked Above)

	Foreign Country or U.S. Possession			Total (Add cols. A, B, and C.)
	A	B	C	
g Enter the name of the foreign country or U.S. possession ▶ SWITZERLAND				
1a Gross income from sources within country shown above and of the type checked above (see page 13 of the instructions): WAGES	54,002			54,002
b Check if line 1a is compensation for personal services as an employee, your total compensation from all sources is \$250,000 or more, & you used an alternative basis to determine its source (see instructions) ▶ <input type="checkbox"/>				
Deductions and losses (Caution: See pages 13 and 14 of the instructions):				
2 Expenses definitely related to the income on line 1a (attach statement)				
3 Pro rata share of other deductions not definitely related:				
a Certain itemized deductions or standard deduction (see instructions)	5,700			
b Other ded. (attach stmt.)	5,700			
c Add lines 3a and 3b				
d Gross foreign source income (see instructions)	54,002			
e Gross income from all sources (see instructions)	5,304,002			
f Divide line 3d by line 3e (see instructions)	0.0102			
g Multiply line 3c by line 3f	58			
4 Pro rata share of interest expense (see instructions):				
a Home mortgage interest (use worksheet on page 14 of the instructions)				
b Other interest expense				
5 Losses from foreign sources				
6 Add lines 2, 3g, 4a, 4b, and 5	58			58
7 Subtract line 6 from line 1a. Enter the result here and on line 14, page 2				53,944

Part II Foreign Taxes Paid or Accrued (see page 14 of the instructions)

Country	Credit is claimed for taxes (you must check one) (h) <input checked="" type="checkbox"/> Paid (i) <input type="checkbox"/> Accrued	Foreign taxes paid or accrued									
		In foreign currency				In U.S. dollars					
		Taxes withheld at source on:				Taxes withheld at source on:					
		(j) Date paid or accrued	(k) Dividends	(l) Rents and royalties	(m) Interest	(n) Other foreign taxes paid or accrued	(o) Dividends	(p) Rents and royalties	(q) Interest	(r) Other foreign taxes paid or accrued	(s) Total foreign taxes paid or accrued (add cols. (o) through (r))
A		12/31/09				5,415				5,222	5,222
B											
C											
8	Add lines A through C, column(s). Enter the total here and on line 9, page 2										5,222

For Paperwork Reduction Act Notice, see page 19 of the instructions.

Form 1116 (2009)

DAA

AS AMENDED

06 C . 008

JAMES D PIERON, JR.

Form 1116 (2009)

Page 2

Part III Figuring the Credit

9	Enter the amount from line 8. These are your total foreign taxes paid or accrued for the category of income checked above Part I	9	5,222	
10	Carryback or carryover (attach detailed computation)	10		
11	Add lines 9 and 10	11	5,222	
12	Reduction in foreign taxes (see pages 15 and 16 of the instructions) SEE STMT 1	12	5,222	
13	Subtract line 12 from line 11. This is the total amount of foreign taxes available for credit (see instructions)	13		
14	Enter the amount from line 7. This is your taxable income or (loss) from sources outside the United States (before adjustments) for the category of income checked above Part I (see page 16 of the instructions)	14	53,944	
15	Adjustments to line 14 (see pages 16 and 17 of the instructions)	15		
16	Combine the amounts on lines 14 and 15. This is your net foreign source taxable income. (If the result is zero or less, you have no foreign tax credit for the category of income you checked above Part I. Skip lines 17 through 21. However, if you are filing more than one Form 1116, you must complete line 18.)	16	53,944	
17	Individuals: Enter the amount from Form 1040, line 41 (minus any amount on Form 8914, line 6). If you are a nonresident alien, enter the amount from Form 1040NR, line 38 (minus any amount on Form 8914, line 6). Estates and trusts: Enter your taxable income without the deduction for your exemption Caution: If you figured your tax using the lower rates on qualified dividends or capital gains, see page 17 of the instructions.	17	497,577	
18	Divide line 16 by line 17. If line 16 is more than line 17, enter "1"	18		0.1084
19	Individuals: Enter the amount from Form 1040, line 44. If you are a nonresident alien, enter the amount from Form 1040NR, line 41. Estates and trusts: Enter the amount from Form 1041, Schedule G, line 1a, or the total of Form 990-T, lines 36 and 37 Caution: If you are completing line 19 for separate category e (lump-sum distributions), see page 19 of the instructions.	19		74,272
20	Multiply line 19 by line 18 (maximum amount of credit)	20		8,052
21	Enter the smaller of line 13 or line 20. If this is the only Form 1116 you are filing, skip lines 22 through 28 and enter this amount on line 27. Otherwise, complete the appropriate line in Part IV (see page 19 of the instructions)	21		

Part IV Summary of Credits From Separate Parts III (see page 19 of the instructions)

22	Credit for taxes on passive category income	22		
23	Credit for taxes on general category income	23		
24	Credit for taxes on certain income re-sourced by treaty	24		
25	Credit for taxes on lump-sum distributions	25		
26	Add lines 22 through 25	26		
27	Enter the smaller of line 19 or line 26	27		
28	Reduction of credit for international boycott operations. See instructions for line 12 beginning on page 15	28		
29	Subtract line 28 from line 27. This is your foreign tax credit. Enter here and on Form 1040, line 47; Form 1040NR, line 44; Form 1041, Schedule G, line 2a; or Form 990-T, line 40a	29		0

Form 1116 (2009)

AS AMENDED

06C.008

DAA

25478

Form 4684 (2009)

Attachment Sequence No. 28

PAGE 1 OF 1

Page 2

Name(s) shown on tax return. Do not enter name and identifying number if shown on other side.

Identifying number

JAMES D PIERON, JR.

SECTION B – Business and Income-Producing Property THEFT LOSS OF INVESTMENT**Part I Casualty or Theft Gain or Loss (Use a separate Part I for each casualty or theft.)**

23 Description of properties (show type, location, and date acquired for each property). Use a separate line for each property lost or damaged from the same casualty or theft.

Property A **THEFT LOSS OF INVESTMENT**

11/23/07

Property B

Property C

Property D

		Properties			
		A	B	C	D
24	Cost or adjusted basis of each property	4,712,804			
25	Insurance or other reimbursement (whether or not you filed a claim). See the instructions for line 3. Note: If line 24 is more than line 25, skip line 26.				
26	Gain from casualty or theft. If line 25 is more than line 24, enter the difference here and on line 33 or line 38, column (c), except as provided in the instructions for line 37. Also, skip lines 27 through 31 for that column. See the instructions for line 4 if line 25 includes insurance or other reimbursement you did not claim, or you received payment for your loss in a later tax year.				
27	Fair market value before casualty or theft	4,712,804			
28	Fair market value after casualty or theft	0			
29	Subtract line 28 from line 27	4,712,804			
30	Enter the smaller of line 24 or line 29. Note: If the property was totally destroyed by casualty or lost from theft, enter on line 30 the amount from line 24.	4,712,804			
31	Subtract line 25 from line 30. If zero or less, enter -0-	4,712,804			
32	Casualty or theft loss. Add the amounts on line 31. Enter the total here and on line 33 or line 38 (see instructions)				4,712,804

Part II Summary of Gains and Losses (from separate Parts I)

(b) Losses from casualties or thefts

(a) Identify casualty or theft

(i) Trade, business, rental or royalty property

(ii) Income-producing and employee property

(c) Gains from casualties or thefts includible in income

Casualty or Theft of Property Held One Year or Less

33				
34	Totals. Add the amounts on line 33	34		
35	Combine line 34, columns (b)(i) and (c). Enter the net gain or (loss) here and on Form 4797, line 14. If Form 4797 is not otherwise required, see instructions	35		0
36	Enter the amount from line 34, column (b)(ii) here. Individuals, enter the amount from income-producing property on Schedule A (Form 1040), line 28, or Form 1040NR, Schedule A, line 16, and enter the amount from property used as an employee on Schedule A (Form 1040), line 23, or Form 1040NR, Schedule A, line 11. Estates and trusts, partnerships, and S corporations, see instructions	36		

Casualty or Theft of Property Held More Than One Year

37	Casualty or theft gains from Form 4797, line 32	37		0
38	THEFT LOSS OF INVESTMENT	38	4,712,804	
39	Total losses. Add amounts on line 38, columns (b)(i) and (b)(ii)	39	4,712,804	
40	Total gains. Add lines 37 and 38, column (c)	40		
41	Add amounts on line 39, columns (b)(i) and (b)(ii)	41		-4,712,804
42	If the loss on line 41 is more than the gain on line 40: a Combine line 39, column (b)(i) and line 40, and enter the net gain or (loss) here. Partnerships (except electing large partnerships) and S corporations, see the note below. All others, enter this amount on Form 4797, line 14. If Form 4797 is not otherwise required, see instructions. b Enter the amount from line 39, column (b)(ii) here. Individuals, enter the amount from income-producing property on Schedule A (Form 1040), line 28, or Form 1040NR, Schedule A, line 16, and enter the amount from property used as an employee on Schedule A (Form 1040), line 23, or Form 1040NR, Schedule A, line 11. Estates and trusts, enter on the "Other deductions" line of your tax return. Partnerships (except electing large partnerships) and S corporations, see the note below. Electing large partnerships, enter on Form 1065-B, Part II, line 11.	42		4,712,804
43	If the loss on line 41 is less than or equal to the gain on line 40, combine lines 40 and 41 and enter here. Partnerships (except electing large partnerships), see the note below. All others, enter this amount on Form 4797, line 3. Note: Partnerships, enter the amount from line 42a, 42b, or line 43 on Form 1065, Schedule K, line 11. S corporations, enter the amount from line 42a or 42b on Form 1120S, Schedule K, line 10.	43		060,000

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AS AMENDED

Form 4684 (2009)

Form **6251****Alternative Minimum Tax—Individuals**

OMB No. 1545-0074

Department of the Treasury
Internal Revenue Service (99)

▶ See separate instructions.

2009
Attachment
Sequence No. **32**

▶ Attach to Form 1040 or Form 1040NR.

Name(s) shown on Form 1040 or Form 1040NR

Your social security number

JAMES D PIERON, JR.**Part I Alternative Minimum Taxable Income (See instructions for how to complete each line.)**

1 If filing Schedule A (Form 1040), enter the amount from Form 1040, line 41 (minus any amount on Form 8914, line 6), and go to line 2. Otherwise, enter the amount from Form 1040, line 38 (minus any amount on Form 8914, line 6), and go to line 7. (If less than zero, enter as a negative amount.)	1	503,277
2 Medical and dental. Enter the smaller of Schedule A (Form 1040), line 4, or 2.5% (.025) of Form 1040, line 38. If zero or less, enter -0-	2	
3 Taxes from Schedule A (Form 1040), lines 5, 6, and 8	3	
4 Enter the home mortgage interest adjustment, if any, from line 6 of the worksheet on page 2 of the instructions	4	
5 Miscellaneous deductions from Schedule A (Form 1040), line 27	5	
6 If Form 1040, line 38, is over \$166,800 (over \$83,400 if married filing separately), enter the amount from line 11 of the Itemized Deductions Worksheet on page A-11 of the instructions for Schedule A (Form 1040)	6	
7 If filing Schedule L (Form 1040A or 1040), enter as a negative amount the sum of lines 6 and 20 from that schedule	7	
8 Tax refund from Form 1040, line 10 or line 21	8	
9 Investment interest expense (difference between regular tax and AMT)	9	
10 Depletion (difference between regular tax and AMT)	10	
11 Net operating loss deduction from Form 1040, line 21. Enter as a positive amount	11	
12 Alternative tax net operating loss deduction	12	
13 Interest from specified private activity bonds exempt from the regular tax	13	
14 Qualified small business stock (7% of gain excluded under section 1202)	14	
15 Exercise of incentive stock options (excess of AMT income over regular tax income)	15	
16 Estates and trusts (amount from Schedule K-1 (Form 1041), box 12, code A)	16	
17 Electing large partnerships (amount from Schedule K-1 (Form 1065-B), box 6)	17	
18 Disposition of property (difference between AMT and regular tax gain or loss)	18	
19 Depreciation on assets placed in service after 1986 (difference between regular tax and AMT)	19	
20 Passive activities (difference between AMT and regular tax income or loss)	20	
21 Loss limitations (difference between AMT and regular tax income or loss)	21	0
22 Circulation costs (difference between regular tax and AMT)	22	
23 Long-term contracts (difference between AMT and regular tax income)	23	
24 Mining costs (difference between regular tax and AMT)	24	
25 Research and experimental costs (difference between regular tax and AMT)	25	
26 Income from certain installment sales before January 1, 1987	26	
27 Intangible drilling costs preference	27	
28 Other adjustments, including income-based related adjustments	28	
29 Alternative minimum taxable income. Combine lines 1 through 28. (If married filing separately and line 29 is more than \$216,900, see page 8 of the instructions.)	29	503,277

Part II Alternative Minimum Tax (AMT)

30 Exemption. (If you were under age 24 at the end of 2009, see page 8 of the instructions.) IF your filing status is ... AND line 29 is not over ... THEN enter on line 30...		
Single or head of household \$112,500 \$46,700		
Married filing jointly or qualifying widow(er) 150,000 70,950		
Married filing separately 75,000 35,475		
If line 29 is over the amount shown above for your filing status, see page 8 of the instructions.	30	
31 Subtract line 30 from line 29. If more than zero, go to line 32. If zero or less, enter -0- here and on lines 34 and 36 and skip the rest of Part II.	31	503,277
32 • If you are filing Form 2555 or 2555-EZ, see page 9 of the instructions for the amount to enter. • If you reported capital gain distributions directly on Form 1040, line 13; you reported qualified dividends on Form 1040, line 9b; or you had a gain on both lines 15 and 16 of Schedule D (Form 1040) (as refigured for the AMT, if necessary), complete Part III on the back and enter the amount from line 55 here. • All others: If line 31 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 31 by 26% (.26). Otherwise, multiply line 31 by 28% (.28) and subtract \$3,500 (\$1,750 if married filing separately) from the result.	32	75,492
33 Alternative minimum tax foreign tax credit (see page 9 of the instructions)	33	5,222
34 Tentative minimum tax. Subtract line 33 from line 32	34	70,270
35 Tax from Form 1040, line 44 (minus any tax from Form 4972 and any foreign tax credit from Form 1040, line 47). If you used Schedule J to figure your tax, the amount from line 44 of Form 1040 must be refigured without using Schedule J (see page 11 of the instructions)	35	74,272
36 AMT. Subtract line 35 from line 34. If zero or less, enter -0-. Enter here and on Form 1040, line 45	36	0

For Paperwork Reduction Act Notice, see page 12 of the instructions.
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86 C.F.R. (2009)

JAMES D PIERON, JR.

Form 6251 (2009)

Page 2

Part III Tax Computation Using Maximum Capital Gains Rates

37 Enter the amount from Form 6251, line 31. If you are filing Form 2555 or 2555-EZ, enter the amount from line 3 of the worksheet on page 9 of the instructions	37	557,279
38 Enter the amount from line 6 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 13 of the Schedule D Tax Worksheet on page D-10 of the instructions for Schedule D (Form 1040), whichever applies (as figured for the AMT, if necessary) (see page 11 of the instructions). If you are filing Form 2555 or 2555-EZ, see page 11 of the instructions for the amount to enter	38	503,277
39 Enter the amount from Schedule D (Form 1040), line 19 (as figured for the AMT, if necessary) (see page 11 of the instructions). If you are filing Form 2555 or 2555-EZ, see page 11 of the instructions for the amount to enter	39	0
40 If you did not complete a Schedule D Tax Worksheet for the regular tax or the AMT, enter the amount from line 38. Otherwise, add lines 38 and 39, and enter the smaller of that result or the amount from line 10 of the Schedule D Tax Worksheet (as figured for the AMT, if necessary). If you are filing Form 2555 or 2555-EZ, see page 11 of the instructions for the amount to enter	40	503,277
41 Enter the smaller of line 37 or line 40	41	503,277
42 Subtract line 41 from line 37	42	54,002
43 If line 42 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 42 by 26% (.26). Otherwise, multiply line 42 by 28% (.28) and subtract \$3,500 (\$1,750 if married filing separately) from the result	43	14,041
44 Enter: <ul style="list-style-type: none"> \$67,900 if married filing jointly or qualifying widow(er), \$33,950 if single or married filing separately, or \$45,500 if head of household. 	44	33,950
45 Enter the amount from line 7 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 14 of the Schedule D Tax Worksheet on page D-10 of the instructions for Schedule D (Form 1040), whichever applies (as figured for the regular tax). If you did not complete either worksheet for the regular tax, enter -0-	45	54,002
46 Subtract line 45 from line 44. If zero or less, enter -0-	46	0
47 Enter the smaller of line 37 or line 38	47	503,277
48 Enter the smaller of line 46 or line 47	48	
49 Subtract line 48 from line 47	49	503,277
50 Multiply line 49 by 15% (.15) If line 39 is zero or blank, skip lines 51 and 52 and go to line 53. Otherwise, go to line 51.	50	75,492
51 Subtract line 47 from line 41	51	
52 Multiply line 51 by 25% (.25)	52	
53 Add lines 43, 50, and 52	53	89,533
54 If line 37 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 37 by 26% (.26). Otherwise, multiply line 37 by 28% (.28) and subtract \$3,500 (\$1,750 if married filing separately) from the result	54	152,538
55 Enter the smaller of line 53 or line 54 here and on line 32. If you are filing Form 2555 or 2555-EZ, do not enter this amount on line 32. Instead, enter it on line 4 of the worksheet on page 9 of the instructions	55	89,533

Form 6251 (2009)

06C.008

AS AMENDED

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Form **2555**Department of the Treasury
Internal Revenue Service

Foreign Earned Income

▶ See separate instructions.

▶ Attach to Form 1040.

OMB No. 1545-0074

2009Attachment
Sequence No. **34**

For Use by U.S. Citizens and Resident Aliens Only

Name shown on Form 1040

JAMES D**PIERON, JR.**

Your social security number

Part I General Information

1 Your foreign address (including country)

SEE STATEMENT 3

2 Your occupation

CEO JDFX TECHNOLOGIES3 Employer's name ▶ **JDFX TECHNOLOGIES**

4a Employer's U.S. address ▶

b Employer's foreign address ▶ **SEE STATEMENT 4**5 Employer is (check) ▶ a ☒ A foreign entity
any that apply: d ☐ A foreign affiliate of a U.S. companyb ☐ A U.S. company
e ☐ Other (specify) ▶c ☐ Self6a If, after 1981, you filed Form 2555 or Form 2555-EZ, enter the last year you filed the form. ▶ **2008**b If you did not file Form 2555 or 2555-EZ after 1981 to claim either of the exclusions, check here ▶ ☐ and go to line 7.c Have you ever revoked either of the exclusions? ☐ Yes ☒ No

d If you answered "Yes," enter the type of exclusion and the tax year for which the revocation was effective. ▶

7 Of what country are you a citizen/national? ▶ **UNITED STATES**8a Did you maintain a separate foreign residence for your family because of adverse living conditions at your tax home? See Second foreign household on page 3 of the instructions ☐ Yes ☒ No

b If "Yes," enter city and country of the separate foreign residence. Also, enter the number of days during your tax year that you maintained a second household at that address. ▶

9 List your tax home(s) during your tax year and date(s) established **BASEL, SWITZERLAND****01/01/02**

Next, complete either Part II or Part III. If an item does not apply, enter "NA." If you do not give the information asked for, any exclusion or deduction you claim may be disallowed.

Part II Taxpayers Qualifying Under Bona Fide Residence Test (see page 2 of the instructions)10 Date bona fide residence began ▶ **01/01/09**and ended ▶ **12/31/09**11 Kind of living quarters in foreign country ▶ a ☐ Purchased houseb ☒ Rented house or apartmentc ☐ Rented roomd ☐ Quarters furnished by employer12a Did any of your family live with you abroad during any part of the tax year? ☐ Yes ☒ Nob If "Yes," who and for what period? ▶ **NA**13a Have you submitted a statement to the authorities of the foreign country where you claim bona fide residence that you are not a resident of that country? See instructions ☐ Yes ☒ Nob Are you required to pay income tax to the country where you claim bona fide residence? See instructions ☒ Yes ☐ No

If you answered "Yes" to 13a and "No" to 13b, you do not qualify as a bona fide resident. Do not complete the rest of this part.

14 If you were present in the United States or its possessions during the tax year, complete columns (a)-(d) below. Do not

include the income from column (d) in Part IV, but report it on Form 1040.

(a) Date arrived in U.S.	(b) Date left U.S.	(c) Number of days in U.S. on business	(d) Income earned in U.S. on business (attach computation)	(a) Date arrived in U.S.	(b) Date left U.S.	(c) Number of days in U.S. on business	(d) Income earned in U.S. on business (attach computation)

15a List any contractual terms or other conditions relating to the length of your employment abroad. ▶

NAb Enter the type of visa under which you entered the foreign country. ▶ **WORK**c Did your visa limit the length of your stay or employment in a foreign country? If "Yes," attach explanation ☐ Yes ☒ Nod Did you maintain a home in the United States while living abroad? ☐ Yes ☒ Noe If "Yes," enter address of your home, whether it was rented, the names of the occupants, and their relationship to you. ▶ **NA**

For Paperwork Reduction Act Notice, see page 4 of separate instructions.

AS AMENDED**06 C 008** Form 2555 (2009)

DAA

Form 2555 (2009) JAMES D

PIERON, JR.

Page 2

Part III Taxpayers Qualifying Under Physical Presence Test (see page 2 of the instructions)

- 16 The physical presence test is based on the 12-month period from through
- 17 Enter your principal country of employment during your tax year.
- 18 If you traveled abroad during the 12-month period entered on line 16, complete columns (a)-(f) below. Exclude travel between foreign countries that did not involve travel on or over international waters, or in or over the United States, for 24 hours or more. If you have no travel to report during the period, enter "Physically present in a foreign country or countries for the entire 12-month period." Do not include the income from column (f) below in Part IV, but report it on Form 1040.

(a) Name of country (including U.S.)	(b) Date arrived	(c) Date left	(d) Full days present in country	(e) No. of days in U.S. on busn.	(f) Income earned in U.S. on business (attach computation)

Part IV All Taxpayers

Note: Enter on lines 19 through 23 all income, including noncash income, you earned and actually or constructively received during your 2009 tax year for services you performed in a foreign country. If any of the foreign earned income received this tax year was earned in a prior tax year, or will be earned in a later tax year (such as a bonus), see the instructions. Do not include income from line 14, column (d), or line 18, column (f). Report amounts in U.S. dollars, using the exchange rates in effect when you actually or constructively received the income.

If you are a cash basis taxpayer, report on Form 1040 all income you received in 2009, no matter when you performed the service.

2009 Foreign Earned Income		Amount (in U.S. dollars)
19	Total wages, salaries, bonuses, commissions, etc. <input type="text"/>	19 54,002
20	Allowable share of income for personal services performed (see instructions):	
a	In a business (including farming) or profession <input type="text"/>	20a
b	In a partnership. List partnership's name and address and type of income. <input type="text"/>	20b
21	Noncash income (market value of property or facilities furnished by employer—attach statement showing how it was determined):	
a	Home (lodging) <input type="text"/>	21a
b	Meals <input type="text"/>	21b
c	Car <input type="text"/>	21c
d	Other property or facilities. List type and amount. <input type="text"/>	21d
22	Allowances, reimbursements, or expenses paid on your behalf for services you performed:	
a	Cost of living and overseas differential <input type="text"/>	22a
b	Family <input type="text"/>	22b
c	Education <input type="text"/>	22c
d	Home leave <input type="text"/>	22d
e	Quarters <input type="text"/>	22e
f	For any other purpose. List type and amount. <input type="text"/>	22f
g	Add lines 22a through 22f <input type="text"/>	22g
23	Other foreign earned income. List type and amount. <input type="text"/>	23
24	Add lines 19 through 21d, line 22g, and line 23 <input type="text"/>	24 54,002
25	Total amount of meals and lodging included on line 24 that is excludable (see instructions) <input type="text"/>	25
26	Subtract line 25 from line 24. Enter the result here and on line 27 on page 3. This is your 2009 foreign earned income <input type="text"/>	26 54,002

06C.008 Form 2555 (2009)

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Form 2555 (2009) JAMES D

PIERON, JR.

Page 3

Part V All Taxpayers

27 Enter the amount from line 26

27

54,002

Are you claiming the housing exclusion or housing deduction?

☐ Yes. Complete Part VI.☒ No. Go to Part VII.**Part VI Taxpayers Claiming the Housing Exclusion and/or Deduction**

28 Qualified housing expenses for the tax year (see instructions)

28

29a Enter location where housing expenses incurred (see instructions) ▶

b Enter limit on housing expenses (see instructions)

29b

30 Enter the smaller of line 28 or line 29b

30

31 Number of days in your qualifying period that fall within your 2009 tax year (see instructions)

31

days

32 Multiply \$40.07 by the number of days on line 31. If 365 is entered on line 31, enter \$14,624.00 here

32

33 Subtract line 32 from line 30. If the result is zero or less, do not complete the rest of this part or any of Part IX

33

34 Enter employer-provided amounts (see instructions)

34

35 Divide line 34 by line 27. Enter the result as a decimal (rounded to at least three places), but do not enter more than "1.000"

35

x

36 Housing exclusion. Multiply line 33 by line 35. Enter the result but do not enter more than the amount on line 34. Also, complete Part VIII ▶

36

Note: The housing deduction is figured in Part IX. If you choose to claim the foreign earned income exclusion, complete Parts VII and VIII before Part IX.

Part VII Taxpayers Claiming the Foreign Earned Income Exclusion

37 Maximum foreign earned income exclusion

37

91,400

38 • If you completed Part VI, enter the number from line 31.

• All others, enter the number of days in your qualifying period that fall within your 2009 tax year (see the instructions for line 31).

38

365 days

39 • If line 38 and the number of days in your 2009 tax year (usually 365) are the same, enter "1.000."

• Otherwise, divide line 38 by the number of days in your 2009 tax year and enter the result as a decimal (rounded to at least three places).

39

x

1.000

40 Multiply line 37 by line 39

40

91,400

41 Subtract line 38 from line 27

41

54,002

42 Foreign earned income exclusion. Enter the smaller of line 40 or line 41. Also, complete Part VIII ▶

42

54,002

Part VIII Taxpayers Claiming the Housing Exclusion, Foreign Earned Income Exclusion, or Both

43 Add lines 36 and 42

43

54,002

44 Deductions allowed in figuring your adjusted gross income (Form 1040, line 37) that are allocable to the excluded income. See instructions and attach computation

44

45 Subtract line 44 from line 43. Enter the result here and in parentheses on Form 1040, line 21. Next to the amount enter "Form 2555." On Form 1040, subtract this amount from your income to arrive at total income on Form 1040, line 22

45

54,002

Part IX Taxpayers Claiming the Housing Deduction— Complete this part only if (a) line 33 is more than line 36 and (b) line 27 is more than line 43.

46 Subtract line 36 from line 33

46

47 Subtract line 43 from line 27

47

48 Enter the smaller of line 46 or line 47

48

Note: If line 47 is more than line 48 and you could not deduct all of your 2008 housing deduction because of the 2008 limit, use the worksheet on page 4 of the instructions to figure the amount to enter on line 49. Otherwise, go to line 50.

49 Housing deduction carryover from 2008 (from worksheet on page 4 of the instructions)

49

50 Housing deduction. Add lines 48 and 49. Enter the total here and on Form 1040 to the left of line 36. Next to the amount on Form 1040, enter "Form 2555." Add it to the total adjustments reported on that line ▶

50

066,008

AS AMENDED

Form 2555 (2009)

DAA

Form **6781**
Department of the Treasury
Internal Revenue Service**Gains and Losses From Section 1256
Contracts and Straddles**

▶ Attach to your tax return.

OMB No. 1545-0044

2009Attachment
Sequence No. **82**

Name(s) shown on tax return

JAMES D PIERON, JR.

Identifying number

Check all applicable boxes (see instructions).

A

Mixed straddle election

C

Mixed straddle account election

B

Straddle-by-straddle identification election

D

Net section 1256 contracts loss election

Part I Section 1256 Contracts Marked to Market

	(a) Identification of account	(b) (Loss)	(c) Gain
1	SAXOBANK	-33,919	
2	Add the amounts on line 1 in columns (b) and (c)	33,919	
3	Net gain or (loss). Combine line 2, columns (b) and (c)		-33,919
4	Form 1099-B adjustments. See instructions and attach schedule		
5	Combine lines 3 and 4		-33,919
6	Note: If line 5 shows a net gain, skip line 6 and enter the gain on line 7. Partnerships and S corporations, see instructions.		
7	If you have a net section 1256 contracts loss and checked box D above, enter the amount of loss to be carried back. Enter the loss as a positive number		
8	Combine lines 5 and 6		-33,919
9	Short-term capital gain or (loss). Multiply line 7 by 40% (.40). Enter here and include on the appropriate line of Schedule D (see instructions)		-13,568
10	Long-term capital gain or (loss). Multiply line 7 by 60% (.60). Enter here and include on the appropriate line of Schedule D (see instructions)		-20,351

Part II Gains and Losses From Straddles. Attach a separate schedule listing each straddle and its components.**Section A - Losses From Straddles**

(a) Description of property	(b) Date entered into or acquired	(c) Date closed out or sold	(d) Gross sales price	(e) Cost of other basis plus expense of sale	(f) Loss. If column (e) is more than (d), enter difference. Otherwise, enter -0-	(g) Unrecognized gain on offsetting positions	(h) Recognized loss. If column (f) is more than (g), enter difference. Otherwise, enter -0-
10							
11a	Enter the short-term portion of losses from line 10, column (h), here and include on the appropriate line of Schedule D (see instructions)						
11b	Enter the long-term portion of losses from line 10, column (h), here and include on the appropriate line of Schedule D (see instructions)						

Section B - Gains From Straddles

(a) Description of property	(b) Date entered into or acquired	(c) Date closed out or sold	(d) Gross sales price	(e) Cost of other basis plus expense of sale	(f) Gain. If column (d) is more than (e), enter difference. Otherwise, enter -0-
12					
13a	Enter the short-term portion of gains from line 12, column (f), here and include on the appropriate line of Schedule D (see instructions)				
13b	Enter the long-term portion of gains from line 12, column (f), here and include on the appropriate line of Schedule D (see instructions)				

Part III Unrecognized Gains From Positions Held on Last Day of Tax Year. Memo Entry Only (see instructions)

(a) Description of property	(b) Date acquired	(c) Fair market value on last business day of tax year	(d) Cost or other basis as adjusted	(e) Unrecognized gain. If column (c) is more than (d), enter difference. Otherwise, enter -0-
14				06 C . 008

Federal Statements

Statement 1 - Form 1116, Reduction in Foreign Taxes

Description	Amount
1. FORM 1116, PAGE 2, LINE 9, TOTAL FOREIGN TAXES PAID OR ACCRUED FOR CATEGORY OF INCOME.....	\$ 5,222
2. FOREIGN EARNED INCOME EXCLUDED FOR THE TAX YEAR.....	54,002
3. OTHERWISE DEDUCTIBLE EXPENSES ALLOCABLE TO EXCLUDED FOREIGN EARNED INCOME.....	0
4. LINE 2 MINUS LINE 3. THIS IS THE NUMERATOR OF REDUCTION RATIO.....	54,002
5. FOREIGN EARNED INCOME RECEIVED DURING THE TAX YEAR.....	54,002
6. DEDUCTIBLE EXPENSES ALLOCABLE TO FOREIGN EARNED INCOME RECEIVED DURING THE TAX YEAR.....	0
7. LINE 5 MINUS LINE 6. THIS IS THE DENOMINATOR OF REDUCTION RATIO.....	54,002
8. DIVIDE LINE 4 BY LINE 7. THIS IS THE REDUCTION RATIO.....	1.0000
9. LINE 1 TIMES LINE 8. THIS IS THE REDUCTION IN FOREIGN TAXES ON FORM 1116 LINE 12.....	5,222
TOTAL	\$ 5,222

AS AMENDED

06 C. 008

1

Federal Statements

Statement 2 - Form 1116 AMT, Reduction in Foreign Taxes

Description	Amount
1. FORM 1116, PAGE 2, LINE 9, TOTAL FOREIGN TAXES PAID OR ACCRUED FOR CATEGORY OF INCOME.....	\$ 5,222
2. FOREIGN EARNED INCOME EXCLUDED FOR THE TAX YEAR.....	54,002
3. OTHERWISE DEDUCTIBLE EXPENSES ALLOCABLE TO EXCLUDED FOREIGN EARNED INCOME.....	0
4. LINE 2 MINUS LINE 3. THIS IS THE NUMERATOR OF REDUCTION RATIO.....	54,002
5. FOREIGN EARNED INCOME RECEIVED DURING THE TAX YEAR.....	54,002
6. DEDUCTIBLE EXPENSES ALLOCABLE TO FOREIGN EARNED INCOME RECEIVED DURING THE TAX YEAR.....	0
7. LINE 5 MINUS LINE 6. THIS IS THE DENOMINATOR OF REDUCTION RATIO.....	54,002
8. DIVIDE LINE 4 BY LINE 7. THIS IS THE REDUCTION RATIO.....	1.0000
9. LINE 1 TIMES LINE 8. THIS IS THE REDUCTION IN FOREIGN TAXES ON FORM 1116 LINE 12.....	5,222
TOTAL	\$ 5,222

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06C.008

Federal Statements**Statement 3 - Form 2555, Part I, Line 1 - Your Foreign Address**

Foreign Street Address	Foreign City	Foreign State/Province	Foreign Country	Foreign Postal Code
112 UNIVERSITÄTSTRASSE ZÜRICH			8006 SWITZERLAND	

Statement 4 - Form 2555, Part I, Line 4b - Employer's Foreign Address

Foreign Street Address	Foreign City	Foreign State/Province	Foreign Country	Foreign Postal Code
USTERSTRASSE 9 ZÜRICH			8001 SWITZERLAND	

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86C.008

Form 1040	AMT Schedule D Tax Worksheet	2009
------------------	-------------------------------------	-------------

Name

JAMES D PIERON, JR.

Taxpayer Identification Number

NOTE: All forms referenced below refer to the AMT versions

SEE FOREIGN EARNED INCOME TAX WRK AMT LN 3 FOR TAXABLE INCOME REPORTED ON LN 1.

1. Enter the amount from Form 6251, line 31. (However, if you are filing Form 2555 or 2555-EZ (relating to foreign earned income), enter instead the amount from line 3 of the AMT Foreign Earned Income Tax Worksheet on page 9 of the Form 6251 instructions) 1. 557,279
2. Enter your qualified dividends from Form 1040, line 9b (or Form 1040NR, line 10b) 2. _____
3. Form 4952, line 4g amount 3. _____
4. Form 4952, line 4e amount 4. _____
5. Subtract line 4 from line 3. If zero or less, enter -0- 5. 0
6. Subtract line 5 from line 2. If zero or less, enter -0- 6. 0
7. Enter the smaller of line 15 or line 16 of Schedule D 7. 5,216,081
8. Enter the smaller of line 3 or line 4 8. _____
9. Subtract line 8 from line 7. If zero or less, enter -0- 9. 503,277
10. Add lines 6 and 9 10. 503,277
11. Add the AMT 28% Rate Capital Gain and the AMT Unrecaptured Section 1250 Gain 11. _____
12. Enter the smaller of line 9 or line 11 12. _____
13. Subtract line 12 from line 10. Enter the result here and on Form 6251, line 38 13. 503,277

AS AMENDED**06 C . 008**

DAA

1999 US Law Only - Do not write or stamp in this space

ONR No. 1845-0074

(See
Instructions)

Use the ERS
label.
Otherwise,
please print
or type.

Presidential Election Case

Filing Status

Check only one box

Exemptions

If more than four dependents, see instructions and check here ☐

Enclose, but do not attach, my payment. Also, please use Form 1040-V.

**Adjusted
Gross
Income .**

For Disclosure, Privacy Act, and Paperwork Reduction Act Notice, see Instructions.
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Form 1040 (2009)

06 C. 008

Form 1040 (2008) **James D Pison, Jr.** Page 2

Tax and Credits

38 Amount from line 37 (adjusted gross income) **844,731.**

39a Check ☐ You were born before January 2, 1945. ☐ Blind. Total boxes checked ☐ 39a **0**

39b ☐ Spouse was born before January 2, 1945. ☐ Blind.

b If your spouse itemizes on a separate return or you were a dual-status alien, see last, and check here ☐ 39b **0**

40a (Itemized deductions (from Schedule A) or your standard deduction (see left margin)) **5,700.**

b If you are increasing your standard deduction by certain real estate taxes, new motor vehicle (lease, or a real disaster loss, attach Schedule L and check here (see last)) ☐ 40b **0**

41 Subtract line 40a from line 38. **839,031.**

42 Exemptions. If line 38 is \$125,000 or less and you did not provide housing to a displaced individual, multiply \$3,000 by the number on line 41. Otherwise, see instructions. **2,433.**

43 Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0- **836,598.**

44 Tax (see instructions). Check if any tax is due: ☐ Form 9814 ☐ Form 4372 **125,490.**

45 Alternative minimum tax (see instructions). Attach Form 6251 **125,490.**

46 Add lines 44 and 45 **125,490.**

47 Foreign tax credit. Attach Form 1116 if required **0.**

48 Credit for child and dependent care expenses. Attach Form 2441 **0.**

49 Education credits from Form 8833, line 29 **0.**

50 Retirement savings contributions credit. Attach Form 8880 **0.**

51 Child tax credit (see instructions) **0.**

52 Credits from Form: a ☐ 8300 b ☐ 8539 c ☐ 5905 **0.**

53 Other credits from Form: a ☐ 3800 b ☐ 8801 c ☐ **0.**

54 Add lines 47 through 53. These are your total credits **0.**

55 Subtract line 54 from line 46. If line 54 is more than line 46, enter -0- **125,490.**

56 Self-employment tax. Attach Schedule SE **0.**

57 Unreported social security and Medicare tax from Form: a ☐ 4137 b ☐ 8919 **0.**

58 Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required **0.**

59 Additional taxes: a ☐ AEIC payments b ☐ Household employment taxes. Attach Schedule H **0.**

60 Add lines 55 through 59. This is your total tax **125,490.**

Payments

61 Federal income tax withheld from Forms W-2 and 1099 **0.**

62 2008 estimated tax payments and amount applied from 2008 return **0.**

63 Making work pay and government refund credits. Attach Schedule M. **0.**

64a Earned income credit (EIC) **0.**

b Nonrefundable credit pay election **0.**

65 Additional child tax credit. Attach Form 8812. **0.**

66 Refundable education credit from Form 8833, line 18 **0.**

67 First-time homebuyer credit. Attach Form 5405 **0.**

68 Amount paid with request for extension to file (see instructions) **0.**

69 Excess social security and tier 1 RRTA tax withheld (see last) **0.**

70 Credits from Form: a ☐ 2438 b ☐ 4136 c ☐ 8801 d ☐ 8885 **0.**

71 Add lines 61, 62, 63, 64a, and 65 through 70. These are your total payments **0.**

Refund

72 If line 71 is more than line 60, subtract line 60 from line 71. This is the amount you overpaid **0.**

73a Amount of line 72 you want refunded to you. If Form 8878 is attached, check here ☐ 73a **0.**

b Routing number **0.**

c Type: ☐ Checking ☐ Savings **0.**

d Account number **0.**

74 Amount of line 72 you want applied to your 2009 estimated tax **0.**

Amount You Owe

75 Amount you owe. Subtract line 71 from line 60. For details on how to pay, see instructions **125,490.**

76 Estimated tax penalty (see instructions) **0.**

Third Party Designee

Do you want to allow another person to discuss this return with the IRS (see instructions)? ☒ Yes. Complete the following. ☐ No

Designee's name **Carol Nathan** Phone no. **312-529-5000** Personal identification number (PIN) **000711458**

Sign Here

Under penalty of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Your signature **Sales Manager** Date **06/06/08** Daytime phone number **312-529-5000**

Spouse's signature. If a joint return, both must sign. **06/06/08** Spouse's occupation **06/06/08**

Paid Preparer's Use Only

Preparer's signature **American Tax Solutions** Date **06/06/08** Check if self-employed ☐ Preparer's ESN or PTIN **30-0038144**

Firm's name (for years if self-employed), address, and ZIP code **200 West Adams St. Ste 2610 Chicago IL 60606** Phone no. **312-529-5000**

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Form 1040 (2008) 06/06/08

**SCHEDULE D
(Form 1040)**Department of the Treasury
Internal Revenue Service**Capital Gains and Losses**

▶ Attach to Form 1040 or Form 1040NR. ▶ See instructions for Schedule D (Form 1040).

▶ Use Schedule D-1 to list additional transactions for Lines 1 and 8.

OMB No. 1545-0044

2009Adjustment
Sequence No. **12**

Name(s) shown on return

James D. Paxon, Jr.

Your social security number

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example: 100 sh. XYZ Co.)	(b) Date acquired (Mo., day, yr.)	(c) Date sold (Mo., day, yr.)	(d) Sales price (see instructions)	(e) Cost or other basis (see instructions)	(f) Gain or (loss) Subtract (e) from (d)
1					
2 Enter your short-term totals, if any, from Schedule D-1, line 2		2			
3 Total short-term sales price amounts. Add lines 1 and 2 in column (d)		3			
4 Short-term gain from Form 6252 and short-term gain or (loss) from Forms 4684, 6781, and 8824				4	
5 Net short-term gain or (loss) from partnerships, S corporations, estates, and trusts from Schedule(s) K-1				5	
6 Short-term capital loss carryover. Enter the amount, if any, from line 10 of your Capital Loss Carryover Worksheet in the instructions				6	(295,024.)
7 Net short-term capital gain or (loss). Combine lines 1 through 6 in column (f)				7	-295,024.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example: 100 sh. XYZ Co.)	(b) Date acquired (Mo., day, yr.)	(c) Date sold (Mo., day, yr.)	(d) Sales price (see instructions)	(e) Cost or other basis (see instructions)	(f) Gain or (loss) Subtract (e) from (d)
8					
Saxobank	11/23/2007	12/31/2009	33,919.	67,838.	-33,919.
JDFX	01/14/2004	10/13/2009	4,450,460.	3,276,786.	1,173,674.
9 Enter your long-term totals, if any, from Schedule D-1, line 9		9			
10 Total long-term sales price amounts. Add lines 8 and 9 in column (d)		10	4,484,379.		
11 Gain from Form 4797, Part I; long-term gain from Forms 2439 and 6252; and long-term gain or (loss) from Forms 4684, 6781, and 8824				11	
12 Net long-term gain or (loss) from partnerships, S corporations, estates, and trusts from Schedule(s) K-1				12	
13 Capital gain distributions. See instructions				13	
14 Long-term capital loss carryover. Enter the amount, if any, from line 15 of your Capital Loss Carryover Worksheet in the instructions				14	()
15 Net long-term capital gain or (loss). Combine lines 8 through 14 in column (f). Then go to Part III on page 2				15	1,139,755.

For Paperwork Reduction Act Notice, see Form 1040 or Form 1040NR instructions.
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Schedule D (Form 1040) 2008

12/20/2010 05:21:17 PM
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Schedule D (Form 1040) 2008 **James D Paxon, Jr.**Page **2****Part III Summary**

16 Combine lines 7 and 15 and enter the result	16	844,731.
<p>If line 16 is:</p> <ul style="list-style-type: none"> • A gain, enter the amount from line 16 on Form 1040, line 13, or Form 1040NR, line 14. Then go to line 17 below. • A loss, skip lines 17 through 20 below. Then go to line 21. Also be sure to complete line 22. • Zero skip lines 17 through 21 below and enter -0- on Form 1040, line 13, or Form 1040NR, line 14. Then go to line 22. 		
17 Are lines 15 and 16 both gains?		
<input checked="" type="checkbox"/> Yes. Go to line 18.		
<input type="checkbox"/> No. Skip lines 18 through 21, and go to line 22.		
18 Enter the amount, if any, from line 7 of the 28% Rate Gain Worksheet located in the instructions	18	0.
19 Enter the amount, if any, from line 16 of the Unrecaptured Section 1260 Gain Worksheet located in the instructions	19	0.
20 Are lines 18 and 19 both zero or blank?		
<input checked="" type="checkbox"/> Yes. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Qualified Dividends and Capital Gain Tax Worksheet located in the instructions for Form 1040 (or in the instructions for Form 1040NR). Do not complete lines 21 and 22 below.		
<input type="checkbox"/> No. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Schedule D Tax Worksheet located in the instructions. Do not complete lines 21 and 22 below.		
21 If line 16 is a loss, enter here and on Form 1040, line 13, or Form 1040 NR, line 14, the smaller of:		
<ul style="list-style-type: none"> • The loss on line 16 or • (\$3,000), or if married filing separately, (\$1,500) }	21	()
Note. When figuring which amount is smaller, treat both amounts as positive numbers.		
22 Do you have qualified dividends on Form 1040, line 9b, or Form 1040NR, line 10b?		
<input type="checkbox"/> Yes. Complete Form 1040 through line 43, or Form 1040NR through line 40. Then complete the Qualified Dividends and Capital Gain Tax Worksheet located in the instructions for Form 1040 (or in the instructions for Form 1040NR).		
<input type="checkbox"/> No. Complete the rest of Form 1040 or Form 1040NR.		

UYA

Schedule D (Form 1040) 2008

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Form **1116**Department of the Treasury
Internal Revenue Service (999)

Name

Foreign Tax Credit

(Individual, Estate, or Trust)

▶ Attach to Form 1040, 1040NR, 1041, or 990-T.

▶ See separate instructions.

OMB No. 1545-0121

2009Attachment
Sequence No. 19

Identifying number as shown on page 1 of your tax return

James D. Piaron, Jr.

Use a separate Form 1116 for each category of income listed below. See Categories of Income in the instructions. Check only one box on each Form 1116. Report all amounts in U.S. dollars except where specified in Part II below.

- a ☐ Passive category income c ☐ Section 901(j) income e ☐ Lump-sum distributions
 b ☒ General category income d ☐ Certain income re-sourced by treaty

f Resident of (name of country) ▶

Note: If you paid taxes in only one foreign country or U.S. possession, use column A in Part I and the A in Part II. If you paid taxes in more than one foreign country or U.S. possession, use a separate column and line for each country or possession.

Part I Taxable Income or Loss From Sources Outside the United States (for Category Checked Above)

	Foreign Country or U.S. Possession			Total (Add cols. A, B, and C.)
	A	B	C	
g Enter the name of the foreign country or U.S. possession ▶				
1a Gross income from sources within country shown above and of the type checked above (see the instructions):				
B				
A	54,002.			54,002.
b Check if line 1a is compensation for personal services as an employee, your total compensation from all sources is \$250,000 or more, and you used an alternative basis to determine (a) source (see instructions) ▶ <input type="checkbox"/>				
Deductions and losses (See instructions):				
2 Expenses definitely related to the income on line 1a (attach statement)				
3 Pro rata share of other deductions not definitely related:				
a Certain limited deductions or standard deduction (see instructions)	5,700.			
b Other deductions (attach statement)				
c Add lines 3a and 3b	5,700.			
d Gross foreign source income (see instructions)	54,002.			
e Gross income from all sources (see instructions)	54,002.			
f Divide line 3d by line 3e (see instructions)	1,0000			
g Multiply line 3e by line 3f	5,700.			
4 Pro rata share of interest expense (see instructions):				
a Home mortgage interest (see worksheet in the instructions)				
b Other interest expense				
c Losses from foreign sources				
d Add lines 2, 3g, 4a, 4b, and 4c	5,700.			5,700.
7 Subtract line 6 from line 1a. Enter the result here and on line 14, page 2 ▶				48,302.

Part II Foreign Taxes Paid or Accrued (see instructions)

Country	Credit is claimed for taxes (you must check one)	Foreign taxes paid or accrued								
		In foreign currency				In U.S. dollars				
		Taxes withheld at source or:				Taxes withheld at source or:				
		(a) Dividends	(b) Rents and royalties	(c) Interest	(d) Other foreign taxes paid or accrued	(a) Dividends	(b) Rents and royalties	(c) Interest	(d) Other foreign taxes paid or accrued	
A 12/31/2009					5415				5,222	5,222.
B										
C										
8 Add lines A through C, column (e). Enter the total here and on line 9, page 2 ▶										5,222.

For Paperwork Reduction Act Notice, see the instructions.
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Form 1116 (2008)

12/30/2010 03:21:17PM

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06C.008

Form **6251****Alternative Minimum Tax-Individuals**

OMB No. 1545-0047

2009Attachment
Sequence No. **32**

▶ See separate instructions.

▶ Attach to Form 1040 or Form 1040NR.

Department of the Treasury
Internal Revenue Service (IRS)

Name(s) shown on Form 1040 or Form 1040NR

James D. Paxon, Jr.

Your social security number

Part I Alternative Minimum Taxable Income (See instructions for how to complete each line.)

1	If filing Schedule A (Form 1040), enter the amount from Form 1040, line 41 (minus any amount on Form 8814, line 6), and go to line 2. Otherwise, enter the amount from Form 1040, line 38 (minus any amount on Form 8814, line 6), and go to line 7. (If less than zero, enter as a negative amount.)	1	844,731.
2	Medical and dental. Enter the smaller of Schedule A (Form 1040), line 4, or 2.5% (0.025) of Form 1040, line 38. If zero or less, enter -0-	2	
3	Taxes from Schedule A (Form 1040), lines 5, 6, and 8	3	
4	Enter the home mortgage interest adjustment, if any, from line 6 of the worksheet in the instructions.	4	
5	Miscellaneous deductions from Schedule A (Form 1040), line 27	5	
6	If Form 1040, line 38, is over \$168,000 (over \$83,400 if married filing separately), enter the amount from line 11 of the Itemized Deductions Worksheet in the instructions for Schedule A (Form 1040)	6	()
7	If filing Schedule L (Form 1040A or 1040), enter as a negative amount the sum of lines 6 and 20 from that schedule	7	()
8	Tax refund from Form 1040, line 10 or line 21	8	()
9	Investment interest expense (difference between regular tax and AMT)	9	
10	Depletion (difference between regular tax and AMT)	10	
11	Net operating loss deduction from Form 1040, line 21. Enter as a positive amount	11	
12	Alternative tax net operating loss deduction	12	()
13	Interest from specified private activity bonds exempt from the regular tax	13	
14	Qualified small business stock (7% of gain excluded under section 1202)	14	
15	Exercise of incentive stock options (excess of AMT income over regular tax income)	15	
16	Estate and trusts (amount from Schedule K-1 (Form 1041), box 12, code A)	16	
17	Eliciting large partnerships (amount from Schedule K-1 (Form 1085-B), box 6)	17	
18	Disposition of property (difference between AMT and regular tax gain or loss)	18	
19	Depreciation on assets placed in service after 1986 (difference between regular tax and AMT)	19	
20	Passive activities (difference between AMT and regular tax income or loss)	20	
21	Loss limitations (difference between AMT and regular tax income or loss)	21	
22	Circulation costs (difference between regular tax and AMT)	22	
23	Long-term contracts (difference between AMT and regular tax income)	23	
24	Mining costs (difference between regular tax and AMT)	24	
25	Research and experimental costs (difference between regular tax and AMT)	25	
26	Income from certain installment sales before January 1, 1987	26	()
27	Intangible drilling costs preference	27	
28	Other adjustments, including income-based related adjustments	28	
29	Alternative minimum taxable income. Combine lines 1 through 28. (If married filing separately and line 29 is more than \$218,000 see the instructions.)	29	844,731.

Part II Alternative Minimum Tax (AMT)

30	Exemption. (If you were under age 24 at the end of 2009, see the instructions.) IF your filing status is ... AND line 29 is not over ... THEN enter on line 30 ... Single or head of household ... \$112,500 ... 848,700 Married filing jointly or qualifying widow(er) ... 150,000 ... 70,850 Married filing separately ... 75,000 ... 35,475 If line 29 is over the amount shown above for your filing status, see the instructions.	30	
31	Subtract line 30 from line 29. If more than zero, go to line 32. If zero or less, enter -0- here and on lines 34 and 38 and skip the rest of Part II	31	844,731.
32	<ul style="list-style-type: none"> If you are filing Form 2556 or 2556-EZ see instructions for the amount to enter. If you reported capital gain distributions directly on Form 1040, line 13; you reported qualified dividends on Form 1040, line 9c; or you had a gain on both lines 16 and 18 of Schedule D (Form 1040) (as required for the AMT, if necessary), complete Part III on page 2 and enter the amount from line 64 here. All others: If line 31 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 31 by 26% (.26). Otherwise, multiply line 31 by 28% (.28) and subtract \$2,808 (\$1,750 if married filing separately) from the result. 	32	127,604.
33	Alternative minimum tax foreign tax credit (see the instructions)	33	5,222.
34	Tentative minimum tax. Subtract line 33 from line 32	34	122,382.
35	Tax from Form 1040, line 44 (minus any tax from Form 4872 and any foreign tax credit from Form 1040, line 47). If you used Schedule J to figure your tax, the amount from line 44 of Form 1040 must be figured without using Schedule J (see instructions)	35	125,490.
36	AMT. Subtract line 35 from line 34. If zero or less, enter -0-. Enter here and on Form 1040, line 45	36	0.

For Paperwork Reduction Act Notice, see instructions.
UNA

12/30/2010 03:21:17PM

Form 6251 (2009)

**AS ORIGINALLY
FILED****06 C. 008**

Form 6251 (2008)

James D. Paxon, Jr.

Page 2

Part III Tax Computation Using Maximum Capital Gains Rates

37	Enter the amount from Form 6251, line 31. If you are filing Form 2555 or 2555-EZ, enter the amount from line 3 of the worksheet in the instructions	37	898,733.
38	Enter the amount from line 8 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 13 of the Schedule D Tax Worksheet in the instructions for Schedule D (Form 1040), whichever applies (as figured for the AMT, if necessary) (see the instructions). If you are filing Form 2555 or 2555-EZ, see the instructions for the amount to enter.	38	836,598.
39	Enter the amount from Schedule D (Form 1040), line 18 (as figured for the AMT, if necessary) (see the instructions). If you are filing Form 2555 or 2555-EZ, see the instructions for the amount to enter.	39	0.
40	If you did not complete a Schedule D Tax Worksheet for the regular tax or the AMT, enter the amount from line 38. Otherwise, add lines 38 and 39, and enter the smaller of that result or the amount from line 10 of the Schedule D Tax Worksheet (as figured for the AMT, if necessary). If you are filing Form 2555 or 2555-EZ, see the instructions for the amount to enter.	40	836,598.
41	Enter the smaller of line 37 or line 40	41	836,598.
42	Subtract line 41 from line 37	42	62,135.
43	If line 42 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 42 by 28% (.28). Otherwise, multiply line 42 by 28% (.28) and subtract \$3,500 (\$1,750 if married filing separately) from the result.	43	16,155.
44	Enter: <ul style="list-style-type: none"> • \$87,500 if married filing jointly or qualifying widow(er), • \$33,950 if single or married filing separately, or • \$45,500 if head of household. 	44	33,950.
45	Enter the amount from line 7 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 14 of the Schedule D Tax Worksheet in the instructions for Schedule D (Form 1040), whichever applies (as figured for the regular tax). If you did not complete either worksheet for the regular tax, enter -0-	45	54,002.
46	Subtract line 45 from line 44. If zero or less, enter -0-	46	0.
47	Enter the smaller of line 37 or line 38	47	836,598.
48	Enter the smaller of line 46 or line 47	48	0.
49	Subtract line 48 from line 47	49	836,598.
50	Multiply line 49 by 18% (.18)	50	125,490.
	If line 39 is zero or blank, skip lines 51 and 52 and go to line 53. Otherwise, go to line 51.		
51	Subtract line 47 from line 41	51	0.
52	Multiply line 51 by 28% (.28)	52	0.
53	Add lines 43, 50, and 52	53	141,645.
54	If line 37 is \$175,000 or less (\$87,500 or less if married filing separately), multiply line 37 by 28% (.28). Otherwise, multiply line 37 by 28% (.28) and subtract \$3,500 (\$1,750 if married filing separately) from the result.	54	248,145.
55	Enter the smaller of line 53 or line 54 here and on line 32. If you are filing Form 2555 or 2555-EZ, do not enter this amount on line 32. Instead, enter it on line 4 of the worksheet in the instructions	55	141,645.

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Form 6251 (2008)

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Form **2555** **Foreign Earned Income** OMB No. 1545-0074
 Department of the Treasury **2009**
 Internal Revenue Service Attachment Sequence No. 34

▶ See separate instructions. ▶ Attach to Form 1040.

For Use by U.S. Citizens and Resident Aliens Only

Name shown on Form 1040 **James D Flexon, Jr.** Your social security number [REDACTED]

Part I General Information

1 Your foreign address (including country) **112 Universitatstrasse Zurich, 8006 Switzerland** 2 Your occupation **CEO JDFX Technolo**

3 Employer's name ▶ **JDFX Technologies**

4a Employer's U.S. address ▶ **_____**

b Employer's foreign address ▶ **Unterstrasse 9 Zurich, 8001 Switzerland**

5 Employer is (check) ☒ a A foreign entity b ☐ A U.S. company c ☐ Self
 any that apply: d ☐ A foreign affiliate of a U.S. company e ☐ Other (specify) ▶ **_____**

6a If, after 1981, you filed Form 2555 or Form 2555-EZ, enter the last year you filed the form. ▶ **2008**

b If you did not file Form 2555 or 2555-EZ after 1981 to claim either of the exclusions, check here ▶ ☐ and go to line 7.

c Have you ever revoked either of the exclusions? ☐ Yes ☒ No

d If you answered "Yes," enter the type of exclusion and the tax year for which the revocation was effective. ▶ **_____**

7 Of what country are you a citizen/national? ▶ **United States**

8a Did you maintain a separate foreign residence for your family because of adverse living conditions at your tax home? See Second foreign household in the instructions. ☐ Yes ☒ No

b If "Yes," enter city and country of the separate foreign residence. Also, enter the number of days during your tax year that you maintained a second household at that address. ▶ **_____**

9 List your tax home(s) during your tax year and date(s) established. ▶ **Zurich, Switzerland 01/01/2002**

Next, complete either Part II or Part III, if an item does not apply, enter "NA." If you do not give the information asked for, any exclusion or deduction you claim may be disallowed.

Part II Taxpayers Qualifying Under Bona Fide Residence Test (see instructions)

10 Date bona fide residence began ▶ **01/01/2009** and ended ▶ **12/31/2009**

11 Kind of living quarters in foreign country ▶ a ☐ Purchased house b ☒ Rented house or apartment c ☐ Rented room
 d ☐ Quarters furnished by employer

12a Did any of your family live with you abroad during any part of the tax year? ☐ Yes ☒ No

b If "Yes," who and for what period? ▶ **_____**

13a Have you submitted a statement to the authorities of the foreign country where you claim bona fide residence that you are not a resident of that country? See instructions. ☐ Yes ☒ No

b Are you required to pay income tax to the country where you claim bona fide residence? See instructions ☒ Yes ☐ No

If you answered "Yes" to 13a and "No" to 13b, you do not qualify as a bona fide resident. Do not complete the rest of this part.

14 If you were present in the United States or its possessions during the tax year, complete columns (a)-(d) below. Do not include the income from column (d) in Part IV, but report it on Form 1040.

(a) Date arrived in U.S.	(b) Date left U.S.	(c) Number of days in U.S. on business	(d) Income earned in U.S. on business (attach computation)	(a) Date arrived in U.S.	(b) Date left U.S.	(c) No. of days in U.S. on business	(d) Income earned in U.S. on business (attach computation)

15a List any contractual terms or other conditions relating to the length of your employment abroad. ▶ **_____**

b Enter the type of visa under which you entered the foreign country. ▶ **B Permit**

c Did your visa limit the length of your stay or employment in a foreign country? If "Yes," attach explanation ☐ Yes ☒ No

d Did you maintain a home in the United States while living abroad? ☐ Yes ☒ No

e If "Yes," enter address of your home, whether it was rented, the names of the occupants, and their relationship to you. ▶ **_____**

For Paperwork Reduction Act Notice, see separate instructions. UYA Form 2555 (2009)

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Form 2555 (2008) **James D Pieron, Jr.**Page **2****Part III** Taxpayers Qualifying Under Physical Presence Test (see the instructions)

- 16 The physical presence test is based on the 12-month period from > _____ through > _____
- 17 Enter your principal country of employment during your tax year. > _____
- 18 If you traveled abroad during the 12-month period entered on line 16, complete columns (a)-(f) below. Exclude travel between foreign countries that did not involve travel on or over international waters, or in or over the United States, for 24 hours or more. If you have no travel to report during the period, enter "Physically present in a foreign country or countries for the entire 12-month period." Do not include the income from column (f) below in Part IV, but report it on Form 1040.

(a) Name of country (including U.S.)	(b) Date arrived	(c) Date left	(d) Full days present in country	(e) No. of days in U.S. on business	(f) Income earned in U.S. on business (attach computation)

Part IV All Taxpayers

Notes: Enter on lines 19 through 23 all income, including noncash income, you earned and actually or constructively received during your 2008 tax year for services you performed in a foreign country. If any of the foreign earned income received this tax year was earned in a prior tax year, or will be earned in a later tax year (such as a bonus), see the instructions. Do not include income from line 14, column (d), or line 18, column (f). Report amounts in U.S. dollars, using the exchange rates in effect when you actually or constructively received the income.

If you are a cash basis taxpayer, report on Form 1040 all income you received in 2008, no matter when you performed the service.

2008 Foreign Earned Income		Amount (in U.S. dollars)
19 Total wages, salaries, bonuses, commissions, etc.	19	54,002.
20 Allowable share of income for personal services performed (see instructions):		
a In a business (including farming) or profession	20a	
b In a partnership. List partnership's name and address and type of income. > _____	20b	
21 Noncash income (market value of property or facilities furnished by employer-attach statement showing how it was determined):		
a Home (lodging)	21a	
b Meals	21b	
c Car	21c	
d Other property or facilities. List type and amount. > _____	21d	
22 Allowances, reimbursements, or expenses paid on your behalf for services you performed:		
a Cost of living and overseas differential	22a	
b Family	22b	
c Education	22c	
d Home leave	22d	
e Quarters	22e	
f For any other purpose. List type and amount. > _____	22f	
g Add lines 22a through 22f	22g	0.
23 Other foreign earned income. List type and amount. > _____	23	
24 Add lines 19 through 21d, line 22g, and line 23	24	54,002.
25 Total amount of meals and lodging included on line 24 that is excludable (see instructions)	25	
26 Subtract line 25 from line 24. Enter the result here and on line 27 on page 3. This is your 2008 foreign earned income	26	54,002.

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Part V All Taxpayers

- 27 Enter the amount from line 28. 27 54,002.
- Are you claiming the housing exclusion or housing deduction?
- ☐ Yes. Complete Part VI.
- ☒ No. Go to Part VII.

Part VI Taxpayers Claiming the Housing Exclusion and/or Deduction

- 28 Qualified housing expenses for the tax year (see instructions) 28
- 29a Enter location where housing expenses incurred (see instructions) > 29a
- b Enter limit on housing expenses (see instructions). 29b
- 30 Enter the smaller of line 28 or line 29b. 30
- 31 Number of days in your qualifying period that fall within your 2008 tax year (see instructions). 31 0 days
- 32 Multiply \$40.07 by the number of days on line 31. If 365 is entered on line 31, enter \$14,624.00 here 32
- 33 Subtract line 32 from line 30. If the result is zero or less, do not complete the rest of this part or any of Part IX. 33 0.
- 34 Enter employer-provided amounts (see instructions). 34
- 35 Divide line 34 by line 27. Enter the result as a decimal (rounded to at least three places), but do not enter more than "1.000". 35 X
- 36 Housing exclusion. Multiply line 33 by line 35. Enter the result but do not enter more than the amount on line 34. Also, complete Part VIII 36 0.
- Note: The housing deduction is figured in Part IX. If you choose to claim the foreign earned income exclusion, complete Parts VII and VIII before Part IX.

Part VII Taxpayers Claiming the Foreign Earned Income Exclusion

- 37 Maximum foreign earned income exclusion. 37 \$91,400
- 38 ☐ If you completed Part VI, enter the number from line 31.
☐ All others, enter the number of days in your qualifying period that fall within your 2008 tax year (see the instructions for line 31). } 38 365 days
- 39 ☐ If line 38 and the number of days in your 2008 tax year (usually 365) are the same, enter "1.000."
☐ Otherwise, divide line 38 by the number of days in your 2008 tax year and enter the result as a decimal (rounded to at least three places). } 39 X 1.000
- 40 Multiply line 37 by line 39 40 91,400.
- 41 Subtract line 38 from line 27. 41 54,002.
- 42 Foreign earned income exclusion. Enter the smaller of line 40 or line 41. Also, complete Part VII > 42 54,002.

Part VIII Taxpayers Claiming the Housing Exclusion, Foreign Earned Income Exclusion, or Both

- 43 Add lines 36 and 42 43 54,002.
- 44 Deductions allowed in figuring your adjusted gross income (Form 1040, line 37) that are allocable to the excluded income. See instructions and attach computation 44 0.
- 45 Subtract line 44 from line 43. Enter the result here and in parentheses on Form 1040, line 21. Next to the amount enter "Form 2555." On Form 1040, subtract this amount from your income to arrive at total income on Form 1040, line 22 45 54,002.

Part IX Taxpayers Claiming the Housing Deduction - Complete this part only if (a) line 33 is more than line 36 and (b) line 27 is more than line 43.

- 46 Subtract line 36 from line 33. 46 0.
- 47 Subtract line 43 from line 27. 47 0.
- 48 Enter the smaller of line 46 or line 47 48 0.
- Note: If line 47 is more than line 48 and you could not deduct all of your 2008 housing deduction because of the 2008 limit, use the worksheet in the instructions to figure the amount to enter on line 49. Otherwise, go to line 50.
- 49 Housing deduction carryover from 2008 (from worksheet in the instructions) 49 0.
- 50 Housing deduction. Add lines 48 and 49. Enter the total here and on Form 1040 to the left of line 36. Next to the amount on Form 1040, enter "Form 2555." Add it to the total adjustments reported on that line 50 0.

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Name(s) shown on Form 1040
James D Flaxon, Jr.

Your social security number

Other Income - Supporting Details for Form 1040, Line 21

Enter sources of other income below:	James	Not Applicable
1. _____	0.	0.
2. _____	0.	0.
3. Gambling Winnings reported on Form W-2G	0.	0.
Other winnings where a Form W-2G not received	0.	0.
4. Jury Pay	0.	0.
5. Net Operating Loss carry forward from 2008	0.	0.
6. Foreign earned income exclusion from Form 2555,	-54,002.	0.
7. Other income from Schedule K-1	0.	0.
8. Income from personal property rental	0.	0.
9. Child's income amount from Form 8814, line 12	0.	0.
10. MSA Distributions, Form 8853	0.	0.
11. Medicare Advantage MSA Distributions, Form 8853 ...	0.	0.
12. Long-term Care Distribution, Form 8853	0.	0.
13. Form 1099-MISC, Boxes 3 and 8	0.	0.
14. Alaska Permanent Fund dividends	0.	0.
15. Coverdell ESA or Qualified Tuition Program	0.	0.
16. Cancellation of a nonbusiness debt, Form 1099-C	0.	0.
17. Cancellation of a business debt, Partnership Sch K-1 ..	0.	0.
18. HSA Distributions, Form 8889	0.	0.
19. Alternative trade adjustment assistance payments	0.	0.
20. Recapture of prior year tuition and fees deduction	0.	0.
21. Recapture of charitable contribution deduction of a fractional interest in tangible personal property	0.	0.
22. Recapture of charitable contribution deduction if no exempt use	0.	0.
23. From 8891: _____	0.	0.
24. Income from Foreign Corporation, Form 5471	0.	0.
25. Hobby income	0.	0.
26. Income or loss from Section 1291, Form 8821	0.	0.
Total Other Income	-54,002.	0.

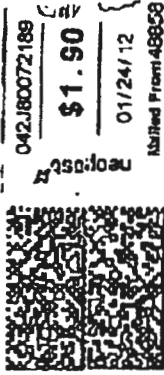
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MOUNT PLEASANT MI 48858



DEPARTMENT OF TREASURY
INTERNAL REVENUE SERVICE
AUSTIN TX 73301-0215

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